

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**COMPLETION OF FILING NATIONAL PHASE OF PCT APPLICATION  
 UNDER RULE 35 USC 371 AND 37 CFR 1.494(c) OR 1.495(c)**

**COMPLETION  
 For PCT Cases Only**

**BOX PCT**

In re PATENT APPLICATION of

Inventor(s): Evensson

Appln. No.: 10 533,587  
 Series Code: 1 Serial No.: 1

Atty. Dkt. 62648-P1709 P1709-221APCT  
 M#          Client Ref         

National Phase Filed: May 3, 2005

Based on PCT SE03 01694  
 Country Code         

(Our Deposit Account No. 50-0687)  
 (Our Order No. 62648)  
 C#          M#         

Title: **BREATHING PROTECTIVE DEVICE**

Date: December 12, 2005

**FILING OF ITEM(S) LATE IN PCT/USA NATIONAL CASE**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

The following completes the filing of the subject application under Rule 494(c)/495(c). Please accept the following attached items:


1. Missing Requirements Notice (PCT/DO/EO/905) ☒ copy attached ☐ not yet received
2. ☒ **Signed Declaration** ☒ Original ☐ Facsimile/Copy ☐ with spec/claims attached
3. ☐ **Translation** of the International Application into English including:
  - a. ☐ Request; b. ☐ Abstract
  - c. ☐ pgs. Spec. and Claims; d. ☐ Translation verification
  - e. ☐ sheets Drawing which are ☐ informal ☐ formal of size ☐ A4 ☐ 11" ☐ 13" ☐ 14"
4. ☐ a copy of **International Search Report (ISR)** attached (          page(s))
  - a. ☐ plus Annex of family members (          page(s))
5. **Information Disclosure Statement** including:
  - a. ☐ Form PTO-1449 listing documents
  - b. ☐ Copies of document(s) listed on Form PTO-1449
  - c. ☐ A concise explanation of ISR references is given in the ISR
6. ☐ **Assignment** and cover sheet. Please return the recorded assignment to the undersigned.
7. ☐ Copy of Power to international application agent
8.          (No.) Verified Statement(s) establishing "small entity" status under Rules 9 & 27.
9. ☐ Formal Drawings:          sheet(s) ☐ informal; ☐ formal of size: ☐ A4 ☐ 11" ☐ 13" ☐ 14"

10. ☒ Please immediately start national examination procedures (35 USC 371(f))
11. ☐ Attached:  
Petition to Change Inventive Entity Under Rule 497(d) and Statement from Inventor Under Rule 497(d)(1)
12. ☐ Preliminary Amendment:
13. ☒ Basic U.S. National fee per Rule 492(a)(1)-(4) was previously timely filed.
14. **Calculation of remaining fees due (if any):** based on amended claim(s) per above item  
☐ 12 (above) or item(s) ☐ 12 ☐ 14 ☐ 17 ☐ 25
15. **CLAIMS FEES** ☐ previously paid ☐ paid herewith as follows:

				Large/Small Entity		Fee Code
16. Total Effective Claims		minus 20 =		x \$	+	966/967
17. Independent Claims		minus 3 =		x \$	+	964/965
18. If <u>any proper</u> multiple dependent claim (ignore improper) is present, add				\$	+	968/969
19. Filing Declaration late, fee paid	<input checked="" type="checkbox"/> previously		now	\$	+	154/254
20. SUBTOTAL =				\$		
21. <u>Original</u> due date:						
22. <b>Petition is hereby made</b> to extend the original due date to cover the date this response is filed for which the requisite fee is attached				(1 months) (2 months) (3 months) (4 months) (5 months)	\$ \$ \$ \$ \$	+      115/215 116/216 117/217 118/218
23. TOTAL				\$		
24. If "non-English" box 2 is X'd, add Rule 17(k) processing fee .....				\$	+	156
25. If "assignment" box 6 is X'd, add recording fee .....				\$	+0	581
26. TOTAL FEE ENCLOSED =				\$0		

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Manelli Denison & Selter, PLLC By: Atty: Jeffrey S. Melcher Reg. No. 35,950  
 Customer No. : 20736 Sig:  Fax: (202) 887-0336  
 Tel: (202) 261-1045

**NOTE:** File in duplicate with PTO return receipts & attachments



## UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO

12

DEC 2005

RECEIVED

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/533,587	Anders Evensson	62648-P1709

INTERNATIONAL APPLICATION NO.

PCT/SE03/01694

I.A. FILING DATE

11/04/2003

PRIORITY DATE

11/05/2002

20736  
 MANELLI DENISON & SELTER  
 2000 M STREET NW SUITE 700  
 WASHINGTON, DC 20036-3307

CONFIRMATION NO. 2213

371 FORMALITIES LETTER



\*OC000000017448545\*

Date Mailed: 11/14/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/03/2005
- Copy of the International Search Report filed on 05/03/2005
- Preliminary Amendments filed on 05/03/2005
- U.S. Basic National Fees filed on 05/03/2005
- Priority Documents filed on 05/03/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN R MCLEAN

Telephone: (703) 308-9140 EXT 214

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/533,587	PCT/SE03/01694	62648-P1709

FORM PCT/DO/EO/905 (371 Formalities Notice)